

ARIZONA SILVER BELT.

VOLUME XXVI. No. 32.

GLOBE, GILA COUNTY, ARIZONA, THURSDAY, DECEMBER 10, 1903.

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NEWS BY WIRE FROM BOSTON

Activity in the Copper Share Market. Higher Prices Predicted.

TELEGRAMS FROM PHOENIX

The Municipal Ownership Campaign at White Heat. Resignation of Assistant Secretary English. Quarrel of Business Partners.

SPECIAL TO THE ARIZONA SILVER BELT:

BOSTON, MASS., Dec. 9.—The copper share market has taken on new life during the past week and is now broader than it has been at any time during the past fourteen months.

The passage of "a fair trial" bill by the Montana legislature and expectation of the early settlement of the Montana copper warfare have been in part instrumental in bringing about this improvement.

Amalgamated and Copper Range are the big leaders of the market at the present time. Both have scored gains of three to four points within the past few days, and predictions concerning the immediate future are of the most important character. The whole copper share group shows improvement, but in the cheaper issues the trading is light at fractional advances.

Old Dominion is one of the few neglected securities in which transactions have been small—the present quotations being 9 bid and 10 asked. Mr. Fitzgerald has expressed the opinion to friends in the past few days that the New Jersey court will, on next Monday give a decision sustaining the injunction against the merger proposition. In that event he asserts that the only course left for the company to pursue will be to adopt a plan for reorganization which will involve an assessment. He further says that he has no objection to the Phelps-Dodge people becoming interested in the Old Dominion property and joining hands with the company, but he does object to the price to be paid for this cooperation.

Mr. Fitzgerald calls attention to the fact that before the proposition from Phelps, Dodge & company was received, the Old Dominion company was offered \$200,000 on very reasonable terms and that this offer still holds good. He believes that the stockholders should share the burden of financing the company and that an extravagant commission should not be paid to outsiders.

Old Dominion production last month, Mr. Fitzgerald says, is reported to have been about 800,000 pounds, and the profit on the same upwards of \$25,000, whereas only a short time ago, he claims, the company was losing \$25,000 on a 14-cent copper market. He has great confidence in the future of the mine and believes that practical management, sufficient working capital and aggressive policy would work out a splendid success in the future.

The metal market has shown slight improvement during the past few days and consumers are once more coming in for supplies. Predictions regarding the market for the metal, as well as for copper shares, are of the most reassuring character.

W. E. ENGLISH HAS RESIGNED

Was Assistant Secretary of the Territory. Mr. Stoddard Undisturbed.

SPECIAL TO THE ARIZONA SILVER BELT:

PHOENIX, ARIZ., December 9.—W. E. English, assistant secretary of the territory, resigned yesterday and left for Chicago where he will engage in the practice of law. No intimation had been given of his resignation and it was surmised that it was the sign of early happenings in Washington. On the other hand Secretary I. T. Stoddard has stated that no significance is to be attached to the resigna-

tion of Mr. English, which was decided upon last summer.

Governor Brodie is now at Washington but no word has been received from him or anyone else concerning the Stoddard matter.

The secretary retains his confidence and, apparently, is not apprehensive that the decision will be against him. He seems to be quite certain, at least, that no action will be taken in the matter until after the adjournment of congress.

BUSINESS PARTNERS AT OUTS

Serious Break in Relations Between Members of L. Zeckendorf & Co.

SPECIAL TO THE ARIZONA SILVER BELT:

PHOENIX, ARIZ., December 9.—News was received from Tucson tonight of a split in the firm of L. Zeckendorf & Co., the largest mercantile concern in Arizona. The break between L. Zeckendorf, head of the firm, and Albert Steinfeldt, manager of the business at Tucson, grew out of the sale of the Old Boot mine to the Imperial Copper company, last spring. Mr. Zeckendorf threatens to sue Steinfeldt, but the nature of the claim is not known. Not long since, Albert Steinfeldt and Eugene S. Ives visited San Francisco for the purpose of effecting a settlement of the trouble, but nothing resulted.

There has also been a disagreement between L. Zeckendorf and Salim Franklin, a well-known attorney of Tucson, who took part in the sale of the mine and claimed a fee of \$50,000. The attorneys for Mr. Steinfeldt are Mark Smith and Eugene Ives, and Mr. Zeckendorf has retained Judge Barnes. The filing of a suit is expected at any time.

SUGAR FACTORY IMPROBABLE

Eastern Sugar Company Said to be Financially Embarrassed.

SPECIAL TO THE ARIZONA SILVER BELT:

PHOENIX, ARIZ., Dec. 9.—As time passes faith in the completion of the Eastern Sugar company's beet sugar factory is weakening. Construction work was suspended six weeks ago, and those supposed to be in charge of the company's affairs here are unable to say when there will be a resumption.

It is reported that the company is financially embarrassed, having sustained a heavy loss through the slump in United States steel stocks.

The farmers who had entered into contracts with the company for the planting of beets are greatly discouraged.

MUNICIPAL OWNERSHIP FIGHT

Phoenix in the Throes of a Hot Contest Over Waterworks.

SPECIAL TO THE ARIZONA SILVER BELT:

PHOENIX, ARIZ., Dec. 9.—Excitement runs high here over the fight for municipal ownership of waterworks, to be decided at the election on Saturday next when the question of bonding the city of Phoenix in the sum of \$300,000 will be voted upon.

Public sentiment seems to strongly favor municipal ownership and it is generally believed that bonds will be voted. A big meeting of the friends of the bonding proposition will be held tonight.

The newspaper debate of the question is growing acrimonious. The Enterprise in bidding for popular favor by attacking the Phoenix water company and holding its owner, M. H. Sherman up to public contumely. It would appear as though the Enterprise was inviting an action for libel.

RUSSIA'S MENACING MOVE

A Naval Demonstration Which May Interrupt Peace Negotiations.

SPECIAL TO THE ARIZONA SILVER BELT:

PHOENIX, ARIZ., December 9.—The most interesting news from the far east comes tonight in the announcement that the Russian fleet had appeared off Chemulpo. While the report has not been confirmed at any of the European capitals, there is inclination in official circles to believe it true, and the prediction is made that it will cause the breaking off of Japanese-Russian negotiations at Tokio.

The proceedings of congress today were distinguished by a speech by Senator Morgan on Cuban reciprocity in which he took occasion to censure the administration for its course on the isthmus and to warn Cuba against the proposed relations with the United States.

MINING PRESIDENTS' VISIT

Old Dominion and Phelps-Dodge Officials in Consultation.

President C. S. Smith of the Old Dominion, Prof. James Douglas, president of the United Globe Mines, Dr. L. D. Ricketts, consulting engineer of Phelps, Dodge & company, spent several days here during the week, perfecting the details of the proposed merger, and departed on Professor Douglas' special train on Tuesday evening. Miss Douglas also accompanied her father on the trip.

President Smith went direct to New York and expected to be in Jersey city to attend the hearing of the injunction on Monday, December 14. Neither Mr. Smith nor Professor Douglas appeared to entertain doubt of the success of the consolidation which is to go into effect on January 1, 1904.

BLACK WARRIOR COPPER CO.

Annual Meeting of Stockholders Held at Globe. Directors Elected.

At the annual meeting of stockholders of the Black Warrior Copper Company Amalgamated, held pursuant to the charter on the 7th day of December, 1903, at the company's office, Globe, Arizona, the following directors were elected for the ensuing year: James A. Fleming, Phoenix, Arizona; Hon. A. C. Baker, Phoenix, Arizona; B. F. Richardson, Philadelphia, Pa.; Forest J. Kaldenberg, New York, N. Y.; Richard Fleming, Black Warrior, Arizona; L. H. Chalmers, Phoenix, Arizona; Arthur Cole, Black Warrior, Arizona; John Wog, Globe, Arizona; Joseph C. Wickham, Philadelphia, Pa.; Charles S. Fleming, Black Warrior, Arizona; T. W. Pemberton, Phoenix, Arizona; E. B. Knox, Phoenix, Arizona; Porter W. Fleming, Tucson, Arizona.

Thereafter the directors met and elected officers as follows: James A. Fleming, president; Charles S. Fleming, vice-president; Richard Fleming, treasurer; Porter W. Fleming, secretary.

THE SUITS WERE DISMISSED

Prest. Jas. A. Fleming, of Black Warrior Sustained by Court

What promised to be a long and expensive legal contest between the Philadelphia directors of the Black Warrior Copper Co. Amalgamated and James A. Fleming, president of the company, was probably terminated in the district court on Wednesday, by a decision from Judge Kent sustaining the demurrer to the complaint in the suit for injunction brought by H. Niles and E. M. White, as stockholders, against James A. Fleming, to prevent the holding of the annual meeting of the Black Warrior company in Globe.

The meeting had already been held here and a new board of directors elected, and the court stated plainly that not only was this meeting legally held in accordance with the law and the company's charter, but that a meeting held by the company in Philadelphia or elsewhere outside the territory would be illegal and void.

The plaintiffs recognizing the force of the decision made overtures for a compromise, agreeing to dismiss all suits initiated by them provided they were granted certain privileges, to inspect the mines and other property of the company, etc., either party reserving the right to restate the suits in case the terms of the agreement were not complied with within 48 hours.

The plaintiffs in the suit were represented by Geo. J. Stoneman and the defendants by A. C. Baker, Webster Street, L. H. Chalmers and E. J. Edwards.

A. H. Chase, largely interested in the company, and who is empowered to act for other eastern stockholders, and his son C. A. Chase, were taken out to Black Warrior today by President Fleming and shown through the plant and over a portion of the property. They were fully satisfied with the inspection and agreeably surprised at the extent and substantial character of the improvements.

A. H. Chase had been induced by certain eastern directors to have primary injunction proceedings against President Fleming instituted in his name, in a court of common pleas in Philadelphia, in which it was alleged that Mr. Fleming had never accounted for \$400,000 invested in the company by stockholders, and making other serious allegations, which are not true. Vouchers for every dollar expended under President Fleming's management were forwarded to the treasurer of the company and should be on file in the Philadelphia office. Mr. Chase expressed regret that he had been induced under a misapprehension of the facts, to become a party to this suit.

The dismissal of the suits is a vindication of President Fleming and very fortunate for the stockholders generally if harmony is restored as now seems probable.

THE COURT IN SESSION

Commenced to Grind on Tuesday. Very Good Progress is Being Made.

REPORT OF THE GRAND JURY

Few Cases Brought to their Consideration and Only Five Indictments Found. Recommendations of Sub-Committees. Proceedings in Full.

Owing to a detention of three hours on the Southern Pacific, Judge Edward Kent and Court Reporter W. N. Tiffany did not reach Bowie in time to catch the train for Globe on Monday, which necessitated their remaining at Bowie until night when the G. V. G. & N. management provided a special which brought them into Globe Tuesday morning.

Court was convened on Monday by Court Commissioner Chas. T. Martin and adjourned till Tuesday, when the business of the session was initiated by Judge Kent. The grand jury was sworn in and Thos. A. Pascoe appointed foreman. It was a representative body and appears to have performed its duties in a satisfactory manner, as will be noted by a perusal of the report published under this head.

Judge Kent is confirming the good impression which he made here at the last session of the district court. His rulings are fair and promptly given and the business of the court is not allowed to drag. Neither the criminal or civil calendar are long and it is probable that court will be adjourned next Tuesday or Wednesday.

The Grand Jury Report

To the Hon. Judge Edward Kent, judge of the Third judicial district of the Territory of Arizona, in and for the County of Gila.

We, the Grand Jury, duly empaneled for the December term of court, 1903, in and for the County of Gila, respectfully submit our final report, and ask to be discharged.

We have examined into eight cases as follows: Felony 7, misdemeanor 1.

We have dismissed three cases, as follows: Felony 2, misdemeanor 1.

We have found true bills and presented indictments into your honorable court as follows: Felony 5.

The Grand Jury desires to express their sincere thanks to the Honorable Court and the District Attorney for the many courtesies extended to them during this session.

Respectfully submitted,
T. A. PASCOE,
Foreman of the Grand Jury.
G. D. BARCLAY,
Clerk of the Grand Jury.

GLOBE, December 10, 1903.
Thos. A. Pascoe, Esq., Foreman of the Grand Jury.

Dear Sir—Your committee appointed to investigate the county court house beg leave to report as follows:

That the present structure is inadequate for the uses for which it was intended. The sanitary condition of the jail is deplorable and a disgrace to the commonwealth.

It is not only a menace to the lives of the people incarcerated for crimes and misdemeanors, but is a serious detriment to the health of the various county officers.

This condition of affairs is noticeable to any one who has business at the court house.

It is unfortunate that the court and attaches should have to dispense business amid surroundings that are uncongenial, unsanitary and a disgrace to the community.

We would suggest that the sheriff would immediately, upon his own authority, cut a passageway in the corridor on the west side of the building; by so doing it will give air and light to that portion of the jail and help to ventilate the building.

Our attention has been brought to specifications that was considered by a former board of supervisors for the enlargement and repair of the present building.

Said plans call for the outlay of about \$12,000, which would give a modern jail and ample courtroom for the transaction of the county business for years to come.

We would suggest that if the board of supervisors could finance this through without bonding the county, it would be well to do so.

We earnestly hope that the proper authorities will take this matter up and not let go until the conditions

above referred to will be done away with. Respectfully submitted,

Geo. W. P. Hunt
N. S. Berray
W. H. Fisher
G. D. Barclay
J. N. Huffer

Foreman of the Grand Jury, December Term, 1903.

Your committee appointed to investigate the county offices beg leave to report as follows:

We find that the offices of district attorney, recorder, treasurer, sheriff, probate judge and justice of the peace in good condition and every evidence of the business affairs of the respective offices being conducted in a proper manner.

We recommend that when the board of supervisors deem it necessary to expert the books of county officers, that they have the work done by an outside and entirely disinterested expert. Respectfully submitted,

F. M. Dodge
J. J. Keegan
Denis Murphy

GLOBE, December 9, 1903.

T. A. Pascoe, Foreman of the Grand Jury.

Your committee appointed to investigate the sanitary condition of the town beg leave to submit the following:

We find that in the rear of buildings on Broad street, from Push street down to the bridge and next to the railroad track, to be in a very unsanitary condition.

Also have examined the hog ranch back of the school house, and which is not more than fifty yards from the school fence.

The refuse from the town is dumped here and is a menace to the health of the school children and teachers.

In the alley that runs through to the Methodist church on the south and terminates at the Standfield lodging house on the north, is especially found to be in a very filthy condition, and is endangering the health of the public.

We would recommend that the proper officials be instructed to improve the existing conditions as quickly as possible.

We also suggest that these people be notified to discontinue throwing their refuse out in the alley.

With the exception of the above-named places, the town in general seems to be in a fairly good condition.

Arthur Francis
J. W. Bandbauer
E. C. Conway
Chas. Banker
James Frederick

GLOBE, December 9, 1903.

Hon. Thos. A. Pascoe, Foreman of the Grand Jury.

Your committee appointed to investigate the county hospital are pleased to report the following:

It seems to us that the management should be praised for diligence exercised and care taken of the hospital and grounds.

We would first recommend that owing to close proximity to the railroad track, and noise incident thereto, that the hospital grounds be disposed of and a more suitable site obtained in a quiet locality.

We further recommend that failing to secure other quarters, that the old well be filled up, and yard levelled, kitchen roof repaired and private wards be repapered.

All of which is respectfully submitted.
J. C. Evans
Frank Beston
A. M. Despain
Carl Eder

Court Proceedings

Following are the proceedings for the first week up to and including Thursday:

CRIMINAL

Territory of Arizona vs. James Hinton and Joseph Hinton; felony. Severance; dismissed as to James Hinton and continued as to Joseph Hinton.

Territory of Arizona vs. Joseph Hinton, William Brewer and J. H. Cornett; felony. Severance; dismissed as to Brewer and Cornett; continued as to Joseph Hinton.

Territory of Arizona vs. Dell Neal; malicious mischief. Dismissed on motion of district attorney.

Territory of Arizona vs. Bud Jones; misdemeanor. Dismissed by grand jury.

Territory of Arizona vs. Kaufman; manslaughter. Indicted; plead guilty to manslaughter; sentence set for Saturday, December 12.

Territory of Arizona vs. Prospero Encinas; assault to murder. Indictment returned.

Territory of Arizona vs. Joe Hamm; assault with intent to murder. Dismissed by grand jury.

Territory of Arizona vs. Ben C. Hicke; assault with intent to murder. Indictment returned; plead not guilty; trial set for Saturday, December 12.

Territory of Arizona vs. James Scott and Charlie Eldridge; burglary. Indictment returned.

Territory of Arizona vs. Thomas

Tanner; assault with a deadly weapon. Indictment returned; bail of defendant forfeited.

CIVIL

Cornelia Anderson vs. Edward Week; accounting. Continued for the term.

Ramon F. Borges, administrator, etc., vs. Wm. Sidow; accounting. Continued for the term.

A. J. Lyon vs. G. V. G. & N. Railway Company; damages. Trial set for Friday, December 11.

H. Zschoege vs. P. C. Sullivan; to quiet title. Trial set for Saturday, December 12.

George W. Boston, executor, vs. John Pemberton; debt. Judgment for \$575 and costs.

Bank of Safford vs. Henry Mounce et al.; debt. Dismissed on motion of plaintiff.

E. H. Fondron et al. vs. S. D. Crenshaw; quiet title to mining claim. Trial set for Saturday, December 12.

George S. Andrus, administrator, et al. vs. S. D. Crenshaw; quiet title to mining claim. Trial set for Saturday, December 12.

Territory of Arizona vs. Forty-four Head of Cattle. Stricken from the calendar.

Michael O'Brien vs. George B. Chittenden; quiet title to mining claims. Continued for the term.

G. V. G. & N. Railway Company vs. Andre Maurel; injunction. Continued for the term.

Goldschmidt Bros. vs. P. J. Breslin; debt and attachment. Leave to McDonough to intervene.

Joseph W. Hamm vs. Louis A. Ollson; to quiet title. Judgment for defendant on demurrer.

Minnie Jennings vs. Richard Jennings. Divorce granted.

Sarah A. Star vs. J. N. Star; divorce. Default of defendant entered.

George W. Shafer vs. A. Trojano-ovich; damages. Continued for the term.

Edwin E. Bush vs. R. Freeman; to quiet title. Demurrer to complaint sustained.

Wm. Sidow vs. E. M. Redman; recovery of property; appeal from justice of the peace. Tried and passed; argument of counsel.

E. M. White vs. Black Warrior Copper Company, Amalgamated; application for mandamus. Demurrer sustained and petition dismissed.

E. M. White vs. Porter W. Fleming; application for mandamus. Demurrer overruled and stipulation for dismissal filed.

Hezekiah Niles vs. Richard Fleming; application for mandamus. Demurrer overruled and stipulation for dismissal filed.

Hezekiah Niles and E. M. White vs. James A. Fleming; application for mandamus. Demurrer overruled and stipulation for dismissal filed.

ELKS' MEMORIAL SERVICE

Globe Lodge Pays the Annual Tribute to Departed Members

In conformity with an established custom of the Benevolent and Protective Order of Elks, the annual memorial exercises were held by Globe Lodge, No. 489, on last Sunday afternoon, in Odd Fellows' hall. The stage and proscenium were appropriately decorated with the national colors and the purple of the order, and on a background of the same color were inscribed the lines familiar to every Elk, and conveying a beautiful sentiment:

"The faults of our brothers we write upon the sands;
Their virtues are inscribed upon the tablets of our memory."

The invitation extended to the public to attend the service was accepted by many and the hall was comfortably filled. The following excellent program was rendered in a pleasing manner, and the members of the lodge are under especial obligations to the ladies who contributed so effectively:

1. March—Miss Nellie Walton.
2. Ritual.
3. Opening Ode—Choir. Mesdames Wiley, Arkills, Patton and Sloan-Clark; Messrs. Remson and Combs. Messrs. Hitchcock, Merritt, Brookner and Wiley.
4. Invocation—Rev. J. H. Peniston.
5. Hymn—"Lead Kindly Light," Choir.
6. Eulogy—Exalted Ruler Geo. J. Stoneman.
7. Solo—"Peace, Troubled Soul," Miss Remson.
8. Violin Duets—By T. H. Harriman—Miss Patton and Percy Vincent.
9. Address—Geo. R. Hill.
10. Hymn—"I Need Thee Every Hour," Choir.
11. Solo—"The Heavenly Story," by Claud Littleton; Mrs. Patton.
12. Ritual.
13. "Auld Lang Syne," Audience.
14. Benediction—Rev. Wm. Remson.

The only loss sustained by Globe lodge during the year was Brother H. J. Windmiller, who died in San Francisco.

The committee on territories, as announced by Speaker Cannon, is as follows: Hamilton, Brock, Capron, Southwick, Powers of Maine, Jackson, Spalding, Lilley, Sterling, Moon of Tennessee, Lloyd, Robinson, Thayer, Russell, Rodey, McGuire, Wilson of Arizona.

Engineer Louis C. Hill, of the geological survey, spent Sunday here with his family and returned to the reservoir headquarters on Monday.